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PTO/SB/21 (08-00)

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<h2>TRANSMITTAL FORM</h2> <p>(to be used for all correspondence after initial filing)</p>		Application Number	09/752,292 ✓
		Filing Date	December 28, 2000
		First Named Inventor	CHENCHIK, ALEX
		Group Art Unit	1634
		Examiner Name	ZITOMER, STEPHANIE W.
Total Number of Pages in This Submission	10	Attorney Docket Number	CLON-017US2
ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Requested <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>Return receipt postcard</b>	Remarks
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual Name	BRET E. FIELD, Reg. No. 37,620		
Signature			
Date	January 21, 2003		

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: January 21, 2003.			
Typed or printed name	Donna Macedo	Date	January 21, 2003
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**FEE TRANSMITTAL  
for FY 2002**

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$)**110.00****Complete if Known**

Application Number	09/752,292
Filing Date	December 28, 2000
First Named Inventor	CHENCHIK, ALEX
Examiner Name	ZITOMER, STEPHANIE W.
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**METHOD OF PAYMENT**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit overpayments to:
- Deposit Account Number **50-0815**  
 Deposit Account Name **Bozicevic, Field & Francis LLP**
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☐ Applicant Claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:
☐ Check ☐ Credit Card ☐ Money Order ☐ Other
**FEE CALCULATION****2. BASIC FILING FEE**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

**SUBTOTAL (1)****1. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
18-20**	=	x	=
Indep. Claims 3-3**	=	x	=
Multiple Dependent			

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) \$**

\*\*or number previously paid, if greater; For Reissues, see above.

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examination action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	For each additional invention to be examined (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) Terminal Disclaimer**110.00**

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)**110.00******SUBMITTED BY**Name (Print/Type) **Bret E. Field**Registration No.  
(Attorney/Agent)**37,620**

Telephone

**(650) 327-3400**

Signature

Date

**01/21/2003**

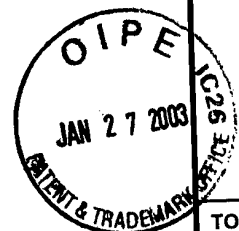
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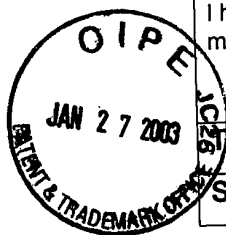
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Typed or Printed Name		Donna Macedo	
Signature		<i>Donna Macedo</i>	Date January 21, 2003
<b>AMENDMENT AND RESPONSE</b> Address to: Assistant Commissioner for Patents Washington, D.C. 20231		Attorney Docket	CLON-017US2
		First Named Inventor	Chenchik et al.
		Application Number	09/752,292
		Filing Date	December 28, 2000
		Group Art Unit	1634
		Examiner Name	S. Zitomer
		Title	Analyte Assays Employing Universal Arrays

Sir:

In response to the FINAL REJECTION dated June 19, 2002, the Examiner is requested to enter the following amendments:

#### AMENDMENTS

##### IN THE CLAIMS:

1. (Twice Amended) A method of identifying the presence of at least one analyte in a sample, said method comprising:
  - (a) contacting said sample with a population of tagged affinity ligands under conditions sufficient to produce at least one analyte/tagged affinity ligand complex;
  - (b) contacting said at least one analyte/tagged affinity ligand complex produced in step (a) with an array of tag complements under hybridization conditions to produce at least one surface bound hybridization complex;
  - (c) detecting the presence and location of said at least one surface bound hybridization complex; and
  - (d) identifying the presence of said at least one analyte in said sample from said detected presence and location of said at least one surface bound hybridization complex.
  
7. (Once Amended) The method according to Claim 1, wherein any tag employed in said assay has a level of cross-hybridization that does not exceed about 10%.

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